

**UNITED STATES DISTRICT COURT  
DISTRICT OF NEVADA**

ANTHONY FESTA,  
Plaintiff(s),

v.

NEVADA DEPARTMENT OF  
CORRECTIONS, et al.,  
Defendant(s).

Case No. 2:17-cv-00850-APG-NJK

**Order**

This case was filed more than four years ago. On February 2, 2021, the Court granted the request to stay the case to discuss settlement and, if a settlement was not reached, ordered a proposed schedule be filed by April 16, 2021. Docket No. 133. It appears the parties discussed settlement one time during this period, on February 18, 2021. *See* Docket No. 135 at 2. The parties agreed that no further discussions were necessary. *See id.* On April 16, 2021, the parties filed a partially-agreed upon proposed schedule to effectively restart the clock in this case. *See id.* at 2-3 (requesting new 180-day discovery period); *see also* Local Rule 26-1(b)(1) (providing default discovery period of 180 days). No explanation has been provided as to why the schedule should be completely reset in this case. *Cf. Gonzalez v. Diamond Res. Int'l Mktg., Inc.*, 2020 WL 4925702, at \*2 n.5 (D. Nev. Aug. 21, 2020) (once a stay is lifted, the Court will typically “return the parties to the *status quo* as it existed at the time the stay was imposed”).

The Court hereby **SETS** a telephonic hearing for 3:00 p.m. on April 27, 2021. Plaintiff and counsel shall appear telephonically by calling the Court conference line at 877-402-9757 at least five minutes prior to the hearing. The conference code is 6791056. In order to ensure a clear

1 recording of the hearing, the call must be made using a land line phone. Cell phone calls, as well  
2 as the use of a speaker phone, are prohibited.

3 IT IS SO ORDERED.

4 Dated: April 19, 2021

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8 Nancy J. Koppe  
9 United States Magistrate Judge  
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